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THE DAILY MEMPHIS AVALANCHE.

By Gallaway, Rhea & Cluskey.) MEMPHIS, THURSDAY, DECEMBER 5, 1867. (Volume Nine—Number 285

THE DAILY AVALANCHE

PRESIDENT'S MESSAGE.

THE RESTORATION QUESTION.

The Cost of Reconstruction

Constitutional Powers of the Executive.

The National Finances.

The following is the President's Message, as read to Congress on the 3d instant:

Fellow citizens of the Senate and House of Representatives:

The continued disorganization of the Union, to which the President has so often called the attention of Congress, is yet a subject of profound and patriotic concern. We may, however, find some relief from that anxiety in the reflection that the painful political situation, although before untried by our institutions, is not new in the affairs of nations. Political science, perhaps as highly perfected in our own time and country as in any other, has not yet discovered any means by which civil wars can be absolutely prevented. An enlightened nation, however, with a wise and beneficent Constitution of free government, may diminish their frequency and mitigate their severity, by directing all its proceedings in accordance with its fundamental law. When civil war has been brought to a close it is manifestly the first interest and duty of the State to repair the injuries which war has inflicted, and to secure the benefit of the lessons it teaches as fully and speedily as possible. This duty was upon the termination of the rebellion promptly accepted, not only by the Executive Department, but by the insurrectionary States themselves, and restoration as the first movement of peace was believed to be as easy and certain as it was indispensable. The expectations, however, then so reasonably and confidently entertained, were disappointed by legislation from which I felt constrained by my obligation to the Constitution to withhold my assent.

It is therefore a source of profound regret that in complying with the obligation imposed upon the President by the Constitution, to "give to Congress from time to time information of the state of the Union," I am unable to communicate any definite adjustment satisfactory to the American people, of the questions which, since the close of the rebellion, have agitated the public mind. On the contrary, candor compels me to declare that all the time there is no union, as our fathers understood the term, and as they meant it to be understood by us. The Union which they established can exist only where all the States are represented in both houses of Congress; where one State is as free as another to regulate its internal concerns according to its own will; and where the laws of the Central Government strictly confined to matters of national jurisdiction, apply with equal force to all the people of every section. That such is not the present state of the Union is a melancholy fact; and, since we all must acknowledge that the restoration of the States to their proper legal relations with the Federal Government, and with one another, according to the terms of the original compact, would be the greatest temporal blessing which God in His kindest providence could bestow upon this nation, it becomes our imperative duty to consider whether or not it is impossible to effect this most desirable consummation.

RESTORATION MAY BE EFFECTED BY ADHERING TO THE CONSTITUTION.

The Union and the Constitution are inseparable. As long as one is obeyed by all parties the other will be preserved; and if one is destroyed both must perish together. The destruction of the Constitution will be followed by other and still greater calamities. It was ordained 'not only" to form a more perfect Union" between the States, but "to establish justice, insure domestic tranquility, provide for the common defense, promote the general welfare, and secure the blessings of liberty to ourselves and our posterity." Nothing but implicit obedience to the requirements in all parts of the country will accomplish this great end. Without that obedience we can look forward only to continual outrages on individual rights, incessant breaches of public peace, national weakness, financial dishonor, total loss of our property, general corruption, and the natural end of all these, universal popular freedom.

To save our country from evils so appalling as these we must renew our efforts again and again. To me the process of restoration seems perfectly plain and simple. It consists merely in the application of the Constitution and laws by the Executive and the several courts of justice. The execution of the laws is not now obstructed or opposed by physical force. There is no military power, organized, real or pretended, which can prevent obedience to the Constitution, either North or South. All the rights and all the obligations of States and individuals can be protected and enforced by means perfectly consistent with fundamental law. Courts may be every where established, and their process would be unimpeded. Crimes against the United States can be prevented or punished by the proper judicial authorities in a manner entirely practicable and legal.

There is, therefore, no reason why the Constitution should not be obeyed, unless those who exercise or influence the powers derived from it shall be disregarded and violated. The mere naked will of this government, or of some one or more of its departments, is the only obstacle that can exist to the perfect union of all the States.

On this momentous question and some of the measures growing out of it, I had the misfortune to differ from Congress, and have expressed my convictions without reserve, though with becoming deference to the opinion of the Legislative department. Those convictions were not only unchanged but strengthened by subsequent events and by reflection. Nothing has occurred in the aspect of the subject will be a sufficient excuse for calling your attention to some reasons which have been stated, and to others which will be presented, if I shall be able to do it, more fully than I have heretofore enjoined.

On the 21st of July, 1861, Congress declared, by an almost unanimous vote of both Houses, that the war should "be conducted solely for the purpose of preserving the Union and maintaining the supremacy of the Federal Constitution and laws without impairing the dignity, equality and rights of States or individuals," and that when this end was done the war should cease. I do not say that this declaration is personally binding on those who joined in making it, any more than individual members of Congress are personally bound to pay a public debt created under a law for which they voted; but it was a solemn, public, official pledge of national honor, and I shall cannot imagine upon what ground of expediency it is to be justified. If the terms of that war are not bound to faith with rebels let it be remembered that this promise was not made to rebels only. Thousands of true men in the South were drawn to the standard by it, and hundreds of thousands in the North gave their lives in the belief that it would be carried out.

It was made on the day after the first great battle of the war had been fought and lost. All patriotic and intelligent men knew that the necessity of giving such an assurance, and believed that without it the war would end in disaster to our cause. Having given that assurance in the sincerity of our peril, violation of it now, in the day of our good fortune, would be a rude rending of that good faith which holds the moral world together. Our country would cease to have any claim upon the confidence of men. It would make the war not only a failure but a fraud.

REPEAL OF THE RECONSTRUCTION ACTS.

Being sincerely convinced that these views are correct, I would be unfaithful to my duty did I not recommend the repeal of the acts of Congress which place ten of the Southern States under the domination of military masters. If calm reflection shall satisfy a majority of your honorable bodies that the acts referred to are not only a violation of the national faith but in direct conflict with the Constitution, I dare not permit myself to doubt that you will immediately strike by the repeal the stain from the statute book. To demonstrate the unconstitutional character of those acts I need do no more than refer to their general provisions.

It must be seen at once that they are authorized to dictate what alterations shall be made in the constitutions of the several States, to control elections of State Legislatures and State officers, members of Congress, and electors of President and Vice President, by arbitrarily declaring who shall vote and who shall be excluded from that privilege; to dissolve State Legislatures or prevent them from assembling; to dismiss judges and other civil functionaries of States, and appoint others without regard to the State; to organize and operate all the political machinery of the State; to regulate the whole administration of their domestic and local affairs according to the mere will of strange and irresponsible agents sent among them for that purpose. These are powers not granted to the Federal Government, nor to any one of its departments. Not being granted, we violate our trust by assuming them as palpably as we would by acting in the face of a positive interdict; for the Constitution forbids us to do whatever it does not affirmatively authorize, either by express words or clear implication. If the authority we desire to use does not come to us through the Constitution, we can exercise it only by usurpation, and usurpation is the most dangerous of political crimes. By that crime the framers of the Constitution well said all ages have worked out their designs against public liberty and private right. It leads directly and immediately to the establishment of absolute rule; for undelegated power is always unlimited and unrestrained.

UNCONSTITUTIONAL FEATURES OF THE ACTS.

The acts of Congress in question are not only objectionable for their assumption of ungranted powers, but many of their provisions are in conflict with the direct prohibitions of the Constitution. The Constitution commands that a republican form of government shall be guaranteed to all the States; that no person shall be deprived of his life, liberty or property, without due process of law; that accused persons shall be entitled to a speedy and public trial by an impartial jury; that the privilege of *habeas corpus* shall not be denied in time of peace; and that no bill of attainder shall be passed even against a single individual; yet the system of measures established by these acts of Congress, does totally subvert and destroy the form, as well as substance of republican government in ten States to which they apply. It binds them hand and foot in absolute slavery and subjects them to a strange and hostile power, more unlimited and likely to be abused than any other now known among civilized men. It tramples down all those rights in which the essence of liberty consists and which free government is always most careful to protect. It denies habeas corpus and trial by jury. Personal freedom, property and life, if assailed by the passion, prejudice or capacity of the ruler, have no security whatever. It has the effect of a bill of attainder or bill of pains and penalties, not upon a few individuals, but upon whole masses, including millions who inhabit the subject States, and even their posterity unborn. These wrongs being expressly forbidden, cannot be constitutionally inflicted upon any portion of our people, no matter how great may seem to be the provocation, nor how numerous the offenders. No reason of State can be admitted to citizenship. He must prove, in addition, a certain character, and this gives reasonable ground for belief that he will be faithful to the obligations which he assumes as a citizen of a republic.

Where the people, the source of all political power, are disfranchised through the control of hostile municipality of the ballot box, it must be considered a guarded against the control of those who are corrupt in principle and prompt to fraud, as all institutions for it can only become to our political system a safe conductor of healthy and equable currents, when kept free from demoralizing influences.

Controlled through fraud and usurpation by designing men, terror and disposition must inevitably follow. In the hands of the patriotic and worthy our Government will be preserved upon the principles of the Constitution inherited from our fathers.

NEGRO SUFFRAGE.

It follows that in admitting to the ballot box a new class of voters not qualified by the general law of the elective franchise, we weaken our system of government, instead of adding to its strength and durability. Appeals to no men in attempting to that rule of general suffrage which distinguishes our policy as a nation; but there is a limit, wisely observed hitherto, which makes the ballot a privilege and a trust, and which requires of some classes a time suitable for probation and preparation. To give it indiscriminately to a new class of voters prepared by previous habits and opportunity to perform the trust which it demands, is to degrade it and finally to destroy its power, for it may be safely assumed that no political truth is better established than that such an indiscriminate and all-embracing extension of popular suffrages must end as last in its overthrow and destruction.

I repeat the expression of my willingness to join in any plan within the scope of our constitutional authority which promises to better the condition of the negroes in the South, by encouraging them in habits of labor, by assisting them and improvement of their morals, and giving protection to all their just rights as freemen; but to transfer our political inheritance to them, would, in my opinion, be an abandonment of duty which we owe alike to the memory of our fathers and to the rights of our children.

The plan of putting the Southern States wholly, and the Federal Government partially, into the hands of negroes, is proposed at a time peculiarly unpropitious. The foundations of society have been broken up by civil war. Industry must be reorganized, justice re-established, public credit maintained and order brought out of confusion. To accomplish these ends would require all the wisdom and virtue of the great men by whom our institutions originally. I confidently believe that their descendants will be equal to the ardunous task before them if they be not wantonly embarrassed. We cannot reasonably expect that negroes will perform it for us. Certainly we ought not to ask their assistance until we have secured our own competency. Without a difference between the two races in physical, mental and moral characteristics will prevent an amalgamation or fusion of them together in one homogeneous mass. If the inferior obtains ascendency over the other it will govern with reference only to its own interests; for it will recognize no common interest and create such a tyranny as this continent has never yet witnessed. Already negroes are influenced by promises of confiscation and plunder. They are taught to regard as an enemy every white man who has any respect for the rights of his own race. If this continues it must become worse and worse until all order will be subverted, all industry cease, and the fertile fields of the South grow up into a wilderness. Or all the dangers which our nation has yet encountered none are equal to those which must result from the success of the effort now making to African.ze half our country.

THE COST.

I would not put considerations of money in competition with justice and right; but the expense incident to reconstruction under the system adopted by Congress, aggravate what I regard as the intrinsic wrongs of the measure itself. It has already uncounted millions already, and, if persisted in, will add largely to the weight of taxation, already unsupportable. It has built up a new class of taxgatherers, and may finally reduce the treasury of the nation to a condition of bankruptcy. We must not delude ourselves. It will require a strong standing army, and probably more than two hundred millions of dollars per annum, to maintain the supremacy of negro governments after they have been established. The sum thus thrown away would, if properly used, form a sinking fund large enough to pay the whole national debt in less than fifteen years. It is vain to hope that negroes will maintain their ascendency themselves. Without the military power they are wholly incapable of holding in subjection the white people of the South.

I submit to the judgment of Congress whether the public necessity does not require the injuriously affected by the following amendments be immediately submitted for ratification:

ARTICLE XIV.

No State shall deprive any person of life, liberty or property without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws.

ARTICLE XV.

The right of citizens of the United States to vote and hold office shall not be abridged or denied on account of race, color or previous condition of servitude.

ARTICLE XVI.

The privilege of the writ of habeas corpus shall not be suspended except when in case of rebellion or invasion the public safety may require it.

ARTICLE XVII.

No person shall be held to answer for a capital or otherwise infamous crime unless on a presentment or indictment of a grand jury, except in cases arising in the land or naval forces, or in the militia when in actual service in time of war or public danger; nor shall any person be subject for the same offense to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself; nor be deprived of life, liberty or property without due process of law; nor shall private property be taken for public use without just compensation.

ARTICLE XVIII.

Neither slavery nor involuntary servitude, except as a punishment for crime whereof the party shall have been duly convicted, shall exist within the United States, or any place subject to their jurisdiction.

ARTICLE XIX.

Private property shall not be liable to be taken for debts contracted by the States.

ARTICLE XX.

The people of each State shall have the right to alter their State government in such manner as they may think proper.

ARTICLE XXI.

The rights of the citizens of the several States to the privileges and immunities of citizens in the several States shall not be denied or abridged by any State on account of race, color or previous condition of servitude.

ARTICLE XXII.

The United States shall guarantee to each State a republican form of government, and shall protect each of them against invasion, and on application of the Legislature or the Executive (when the Legislature cannot be convened) against domestic violence.

ARTICLE XXIII.

The Constitution shall be submitted to conventions of the people of the several States for ratification, to be held in each State within one year from the date of the proposal thereof by Congress.

ARTICLE XXIV.

The Constitution makes him sole judge in the premises, but the statute takes away his jurisdiction and transfers it to the Senate, and leaves him nothing but the odious and sometimes impracticable duty of becoming a prosecutor.

The prosecution is to be conducted before a tribunal whose members are not like him responsible to the whole people, but to only a six constituent bodies, and who may bear his acquittal with great disfavor. The Senate is absolutely without any known standard of decision applicable to such a case. Its judgment cannot be anticipated, for it is not governed by any rule. The law does not define what shall be deemed good cause for removal. It is impossible even to conjecture what may or may not be so considered by the Senate. The nature of the subject forbids clear proof if the charge be inspection. In what evidence will support it? Fidelity to the Constitution may be understood or misunderstood in a thousand different ways, and by violent party men in violent party times, unfaithfulness to the Constitution may even come to be considered meritorious. If an officer be accused of dishonesty how shall it be made out? Will it be inferred from acts unconnected with public duty, from private history or from general reputation, or must the President await the commission of an actual misdemeanor in office, and shall he in the meantime risk character and the interest of the nation in the hands of men to whom he can not give his confidence, and must he forbear his complaint until the mischief is done and cannot be prevented? If his seat in the public service should impel him to anticipate an overt act, must he move at the peril of being tried himself for the offense of slandering his subordinate? In the present circumstances of the country some one must be held responsible for official delinquency of every kind. That responsibility should be with the President where it has been placed by the Constitution. But if his just power will admit that the President ought to be entirely relieved from such responsibility if he cannot meet it by reason of restrictions placed by law upon his actions. Unrestricted power of removal from office is a very great one to be trusted even to a magistrate chosen by general suffrage of the whole people, and responsible directly to them for his acts. It is undoubtedly liable to abuse, and at some periods of our history has been abused. It was the great merit of the constitutional that it should be so limited as to make the President merely a common informer against other public agents, he should at least be permitted to act in that capacity before some open tribunal, independent of party politics, ready to investigate his complaints, and to decide according to the established rules of law. No such tribunal is known to our system, except a court of impeachment. The demand for action before the meeting of such a court, and at the same time secure the rights of the other party. I speak, of course, with all proper respect for the present Senate, but my duty requires me to say that any legislative body can be constructed as to insure its fitness for these functions. It is not the theory of the Government that public officers are the property of those who hold them. They are given merely as a trust for the public benefit—for the best service that can be rendered at a fixed period and during good behavior—but generally they are liable to be terminated at the pleasure of the appointing power whenever the public service majority and speaks the will of the people.

The forced retention in office of a single dishonest person may work great injury to the public interests, and danger to the public service. Evil comes not from the power to appoint; therefore, it has been the uniform practice of the Executive left to the power of removal unrestricted, while they gave the Senate the right to reject all appointments which in its opinion were not fit to be made.

A little reflection on this subject will probably satisfy all who have the good of country at heart that our best course is to take the Constitution for our guide, walk in the path marked out by the founders of the Republic, and obey the rules made sacred by the observance of our great predecessors.

THE PRESENT CONDITION OF OUR FINANCES AND CIRCULATING MEDIUM

is one to which your early consideration is invited. The proportion which the currency of any country should bear to the whole value of the annual produce circulated by its means is a question upon which political economists have not agreed, nor can it be controlled by legislation, but is left to the inevocable laws which every where regulate commerce and trade. The circulating medium will ever irresistably flow to those points where it is in the greatest demand. The law of demand and supply is as unerring as that which regulates the tides of the ocean; and, indeed, currency, like tides, has its ebbs and flows throughout the commercial world. At the beginning of the rebellion the bank note circulation of the country amounted to not much more than two hundred millions of dollars. Now the circulation of the National bank notes and those known as legal tenders is nearly seven hundred millions. While it is urged by some that this amount should be increased, others contend that a decided reduction is absolutely essential to the best interests of the country. In view of these diverse opinions, it may be well to ascertain the real value of our paper issues when compared with a metallic or convertible currency. For this purpose let us inquire how much gold and silver could be purchased by the seven hundred millions of paper money now in circulation? Probably not more that half the amount of the latter; showing that when our paper currency is compared with gold and silver, its commercial value is compressed into three hundred and fifty millions. This striking fact makes it the obvious duty of the Government, as early as may be consistent with the principles of sound political economy, to take such measures as will enable the holder of its notes, and those of National banks, to convert them without loss into specie, or its equivalent. A reduction of our paper circulating medium need not necessarily follow. This, however, would depend upon the law of demand and supply, though it should be borne in mind that by making legal tender and bank notes convertible into coin or its equivalent, their present specie value in the hands of their holders would be enhanced one hundred per cent. Legislation for accomplishing a result so desirable is demanded by the highest public considerations. The Constitution contemplates that the circulating medium of the country shall be uniform in quantity and value. At the time of the formation of that instrument the country had just emerged from the war of the revolution and was suffering from the effects of a redundant and worthless paper currency. The sages of that period were anxious to protect their posterity from the evils which they themselves had experienced. Hence, in providing a circulating medium, they conferred upon Congress power to coin money, and regulate the value thereof, at the same time prohibiting the States from making anything but gold and silver a tender in payment of debts. The anomalous condition of our currency is in striking contrast with that which was originally designed. Our circulation now embraces first, notes of National banks, which are made receivable for all dues to the Government, including imports, and by all its creditors, excepting in payment of interest upon its bonds and securities themselves; second, legal tender notes issued by the United States, and which the law requires shall be received as well for the payment of all debts between citizens as of all Government dues, excepting the imports and one-third of the gold and silver coin. Fifty-six millions of fractional coin of finance, however, metallic currency, when collected, is reserved only for one class of Government creditors, who, holding bonds, have nominally receive their interest in coin from the national treasury. They are thus made to occupy an invidious position. Thus favored by the power to strengthen the arguments of those who would bring into disrepute the obligations of the nation by payment of all its debts in coin. The highest faith of the Government should be inviolably maintained; but while it acts with fidelity toward the bondholder who loaned his money that the integrity of the Union might be preserved, it should at the same time observe good faith with the great masses of the people who, having rescued the Union from the perils of rebellion, now bear the burdens of taxation that that Government may be able to perform its engagements. There is no reason which will be accepted as satisfactory by the people why those who defend us on the land and protect us on the ocean, who have endured the hardships of the nation, bearing scars and wounds received while in service, public servants in the various departments of the Government, the soldiers of the army and the sailors of the navy, the artisans who toil in the nation's workshops, the mechanics and laborers who build its edifices and construct its forts and vessels of war, should, in payment of their just and hard-earned dues, receive depreciated paper, while another class of the countrymen, no more deserving, are paid in coin. Gold and silver coin have become the standard of value, and all creditors of the Government should be paid in a currency possessing a uniform value, which can only be accomplished by the restoration of the currency to the standard established by the Constitution, and by this means we would remove a discrimination which may, if it has not already done so, create a prejudice that may become deep-rooted and wide spread, and imperil the national credit.

The feasibility of making our currency correspond with the constitutional standard may be seen by reference to a few facts derived from our commercial statistics. The production of precious metals in the United States from 1849 to 1857, inclusive, amounted to $670,000,000; from 1858 to 1860, inclusive, to $137,000,000; and from 1861 to 1867, inclusive, to $457,500,000; making a grand aggregate of the precious metals since 1849 of $1,174,000,000. Amount of specie coined from 1849 to 1857, inclusive, was $846,000,000; from 1858 to 1860, inclusive, $134,000,000; and from 1861 to 1867, inclusive, 60,000,000, making the total coinage since 1849, $874,000,000. From 1849 to 1857, inclusive, the net exports of specie amounted to $271,000,000; from 1858 to 1860, inclusive, to $148,000,000, and from 1861 to 1867, inclusive, $322,000,000, making the aggregate net exports since 1849, $741,000,000.

These figures show an excess of product over the net exports of $432,000,000. There are in the Treasury $111,000,000 in coin, something more than $40,000,000 in coin and bullion on the Pacific coast, and a few millions in National and other banks—in all about $160,000,000. This, however, taking into account specie in the country prior to 1849, leaves more than three hundred million dollars which have not been accounted for by exportation, and, therefore, may yet remain in the country.

The supply of ore from our rich and inexhaustible gold-bearing fields is thought to be sufficient for all purposes of circulation. It is unreasonable to expect a return to a sound currency so long as the Government, by continuing to issue irredeemable notes, fills the channels of circulation with depreciated paper. Notwithstanding the coinage by our mints since 1849 of $874,000,000, the people are compelled to use as currency the issues of New York, and for similar reasons

ANNOUNCEMENTS.

FOR MAYOR—W. G. INGLAND is a candidate for re-election to the office of Mayor at the approach ap Municipal election. del

FOR WHARFMASTER—We are authorized to announce JOHN GOODWIN as a candidate for the office of Wharfmaster at the next Municipal election. no 6

FOR CITY COMMISSIONER.—THOMAS MALONE is a candidate for re-election to the office of Street Commissioner, at the election on January 1st, 1868. no 6

FOR SHERIFF—We are authorized to announce AMOS R. COLKER as a candidate for sheriff of Shelby county at the annual election in March, 1868. no 6

FOR CITY TAX COLLECTOR OR PHILLIS SEE.—We are asked and to announce WILLIAM UNDERWOOD as a candidate for re-election to the Collectorship at the ensuing election. no 6th

FOR STREET COMMISSIONER—EDWARD KIELY is a candidate for the office of Street Commissioner at the next Municipal election. no6

FOR STREET COMMISSIONER.—We are authorized to announce the name of JAMES FORD, as a Street Commissioner, to be elected at the ensuing election in January next. no6 1867

FOR MAYOR—WM. H. FITCH, Jr., is a candidate for the office of Mayor at the election the 1st Monday in Nov. 1868. no6

FOR TAX COLLECTOR.—We are authorized to announce T. H. BOWEN as a candidate for re-election to the office of City Tax Collector, at the coming election in January next. no6

WANTS.

WANTED—A situation by a competent Book-keeper. Address "CLERK," box No 539. del

WANTED—A good MILLINER and DRESSMAKER. None to be employed but such as are willing to go to Columbus, Mississippi. One who can lead friends for business will only have a good home and steady employment. Apply to or address MRS. M. S. LEVY, Columbus, Mississippi. Must be supplied by the first of January, or sooner. del

WANTED—Agents to sell the CRESCENT SEWING MACHINE. Price $35. Sewing Machine dealers will find it greatly to their interest to send for our terms. A. J. S. MARTY & THOMAS, 50 Second street, Memphis. del

WANTED EVERYWHERE, AGENTS—Male and Female—$10 to $20 per month, to introduce the genuine IMPROVED LOCK-STITCH SOLID FAMILY SEWING MACHINE. Price, only $25. This machine will stitch, hem, fell, tuck, bind, braid, cord and embroider in a most superior manner; also, do all kinds of tailor work. The only cannot be put out of order under ordinary use for five years. Every Machine fully warranted for three years. We will pay the above salary and expenses, or a commission, from which twice that amount can be made. Address BLISS & MCFARLIN, Louisville, Kentucky.

CAUTION.—Do not be imposed upon by parties palming off worthless cast iron machines, under the name of improved. All agents will be guaranteed and we are furnished with a certificate of agency, signed by us. Ours is the only genuine and really practical up and machine manufactured, and we are the only general Sewing Machine in sale. 1mbmbr

AGENTS WANTED—Ten to twenty dollars a day, to introduce our new patent STAR SHUTTLE SEWING MACHINE. Price $25. Licensed two threads, and makes the genuine Lock Stitch. All other low priced machines make the "chain stitch." Each Agent furnished with a copy of Lincoln's Patent. Exclusive territory given. Send for circulars. M. M. BEACH & CO., 264 Second street, Memphis, Tenn.

BOARDING.

BOARDING—Families or single gentlemen can be accommodated with board and lodging, in a desirable location, with furnished or unfurnished rooms. Day boarders can also be accommodated, at No. 294 Second street, between Gayoso and Beale. no6

BOARD—Two well furnished Front Rooms for a gentleman and wife, can be had at 110 Court street, by early application. Meals if desired. no6 1m

LOST.

$100 REWARD! $100 REWARD!!—Lost or stolen, on or about the 16th November inst., one plain dinner set, marked with a heart, gold Chain—the maker's name, something like Jo fine in front. Parties detaining the same will give the above reward for the recovery of said watch and chain, or the articles. Room No. 2, Post-office Building. del

STRAYED.

TAKEN UP—Taken, on the 7th of November inst., at my stable, No. 42 Adams street, the GRAY HORSE, five years old, fifteen hands high; had on a Texas saddle and bridle. The owner can come forward and prove property and take him. A. FOLEY. del

FOR RENT.

FOR RENT—The elegant PLANTATION of John Winchester, deceased, four miles south of Memphis, on the River, well very above overflow, containing two hundred acres cleared land, good dwelling, and out-houses. Will be leased for a great bargain for the ensuing year at very reasonable rates. For particulars apply to J. H. WAGONER, 20 Main street, or to myself, on the place. del C. J. WILDBERGER.

FOR RENT—A neat Frame Residence, containing seven rooms, two cisterns, kitchen and outhouses, situated on southeast corner of Main and Beale streets. Apply to S. C. TREADWELL, No. 342 Front street. del

FOR RENT—Storehouse, No. 36 Front street, under Commercial Hotel, with second and third floor above. Possession given January 1st, 1868. MOORE, WHITFIELD & CO. No. 1 Howard's Row.

FOR RENT—One New Brick Storehouse, No 9 Howard's Row, at last front by 100 deep. Apply to W. L. DUFF, 19 West Court street. no21

FOR RENT—STORES AND OFFICES on the corner of Main and Madison streets. Gilsey Residence on Gilsey street; several Tenements on corner Union and second sts. Also a LARGE WAREHOUSE No. 20 Front street. Apply to W. MERRICK, no 5 3d floor Gilsey House.

OFFICES TO RENT—In our new building, 27 Adams street, with superior comforts and accommodations. WORMELEY, JOY & CO. no27

FOR SALE OR LEASE.

FOR SALE OR RENT—Two hundred and forty acres of Land, nearly all open fence—the plantation known as the Dr. Smith farm place, lying on both sides of the Memphis and Ohio railroad, embracing Rudy's station, fifteen miles from Memphis. Orchard, garden, etc. Apply to B. HART, near Rudy's station. del

HOMES! HOMES! HOMES!

I WILL SELL OR LEASE ON TEN YEARS' TIME FIFTY LOTS of ground, near the Rock Church, in Chelsea, of any size, suitable for residences, gardens, etc., and, TEN OF THE BEST RENT HOUSES in the city. These houses PRICES VERY MODERATE. Call soon and take your choice. B. R. THOMAS.

FOR SALE—Two fine Brunswick BILLIARD TABLES complete and good as new. Have been used but little. Will sell cheap. Apply to W. WICKERSHAM, Southeast Corner of Jefferson and Third streets, Memphis, Tenn. no14

SPECIAL NOTICES, ETC.

NOTICE—All persons herein interested are notified that the undersigned will apply for letters of administration upon the estate of JAMES MACKEY, deceased, at the next term of the County Court of Shelby county. FRANK VACCARO, NICOLAS GALLENTA. no28

THE Healing Pad and Home of Mercy—Howard Association. Relief to the poor young men of the city. Location of the Home, and other improvements to marriage, which are hereby powers, and other beneficial improvements, free of charge, by order of J. H. SMITH HOUGHTON, Howard Association, Philadelphia.

NOTICE—The ST. CHARLES HOTEL, New Orleans, La., during the summer, has been thoroughly renovated and refurnished, and on the first of November the Restaurant will be abandoned and the Table d'Hote introduced. I will use every effort to obtain the patronage of the Hotel for past favors and remember them and the public that it will be kept in a manner to meet their approval. G. E. HALL.

THURSDAY, : : : : : DECEMBER 5, 1867

We publish this morning, in full, the President's message. It is useless for us to recapitulate the various subjects discussed in the message, as we presume the reader will give the entire document a careful perusal; but we cannot refrain from expressing the opinion that the sentiments and views entertained by the President are characterised by statesmanship, enlarged, philosophic and sound. The whole document bespeaks an independent patriot, untrammelled by sectional prejudices, and influenced by no considerations save a sacred regard for peace, fraternity, the Constitution and the honor and integrity of the whole country. Indeed, the message will compare favorably with any Presidential document ever sent to Congress. It discusses in a clear, logical and vigorous style all the subjects appropriate to the occasion, and its frank and dignified tone cannot fail to create a favorable impression upon all thinking men. The sectional agitation which has long raged so violently in the country, is the absorbing topic. The whole subject is reviewed at length, and discussed with an ability which has rarely, if ever, been equalled. The temper which characterizes the message upon this subject, the nationality of its tone, the soundness of its reasoning, and force of its statements and arguments contrasts most favorably with the sectional, illogical and passionate ravings of the Radicals, who, so they retain power, care nothing for the Constitution and the future greatness and glory of the country. The President is still firm in his opposition to the Military Reconstruction Bill, and recommends a repeal of this odious and iniquitious measure. He shows that this bill of abomination is as full of unconstitutionality as an egg is of meat—that it not only assumes ungranted powers, but that many of its provisions are in open and direct conflict with the plain and emphatic prohibitions of the Constitution. In graphic and vivid language the President shows that the Southern people have been stripped of their liberties and reduced to a condition of slavery. He says that the negro has not only the right to govern himself, but to rule the white race, and very justly remarks "that the subjugation of the Southern States to military domination is worse than the military despotism under which they are now suffering." Who had not rather live under the rule of such a man as Gen. HANCOCK, of New Orleans, than Brownlow? And the cruelty, despotism and persecution which disgraces the State of Tennessee will be found in every Southern State—under Radical rule. The people of the South are shocked with the condition of affairs in this State, and by approving the acts of the State Conventions, they will bring upon themselves the same evils, and a brief experience will cause them to concur with President JOHNSON, that "the subjugation of the Southern States to negro domination is worse than the military despotism under which they are now suffering." The recent elections have served the arm of the President, and he promises to stand firm, and even intimates that the time may possibly arrive when he will be forced to exercise military power to save the Constitution and the life of the nation, which the Radicals are about to destroy. It is evident the President has strong, deep and fixed purposes. Since the people have rallied to his support, he can now do something toward staying the tide of fanaticism. We would not be surprised if mighty and appalling duties would devolve upon the President before the close of the present Congress. Judging from the President's course during the past two years, and his recent message, he will prove equal to the emergency, and that he will meet the crisis with a firm spirit, a brave spirit, a noble spirit. It is useless to go into a more extended discussion of the message. It is right. It is proper. It will strengthen the conviction of the nation that ANDREW JOHNSON is the very man, above all others, for the times—to cement anew the bonds of the Union, which have been so long weakened by the fierce sectional conflicts of an estranged and alienated people—while it will greatly serve to increase the confidence felt by the American people in his statesmanship, his ability, his patriotism and his determination to devote all his energies to an honest and faithful discharge of the responsible duties devolving upon him. Of course it is to be expected that the crazed fanatics of Radicalism will rave and clamor against the message and the President. But fanaticism and despotism cease to be formidable enemies when they measure strength with the constitution-loving spirit of the people. Tyrants become powerless against such a combination, and hence the President, for the future, can well afford to smile at the madness with which he is assailed by the miserable creatures who care nothing for the future grandeur and prosperity of the country, if they can prosper by sowing the seeds of discord and trampling upon the Constitution.

On our local page will be found a very appropriate tribute to the late Judge THOMAS G. SMITH, delivered at the opening of the Circuit Court of Shelby county by LEWIS BOND, Esq., of the City Bar, which we recommend for perusal to the people generally, but especially to those of Haywood and the other counties of that circuit, where so long and so favorably Mr. SMITH was known.

The Pope is strengthening his army.

The Supreme Court is in session at Nashville.

We are compelled to condense news because of the pressure of the message on our space.

General Sheridan had a public reception at Chicago, Monday.

The Hinderfest has appeared among the cattle in Virginia.

Thaddeus Stevens was confined to his bed Monday.

A small body of French cavalry are still in Rome and will permanently occupy it.

The balloting for United States Senator, in California, begins December 17th.

The personal property of the late Ely M. Bruce, of Kentucky, has been appraised at $286,925 50.

The Bavarian army is about to come to the assistance of the President of Peru.

Internal Revenue Commissioner Rollins does not intend resigning.

A merchant in Johnsonville, Tennessee, has been swindled out of $15,000 by an absconding partner.

The London *Times* is against the continuance of the temporal power of the Pope.

The Swiss Government has consented to participate in the Conference on the Roman question.

Three Harvard students are walking from New Haven to New York, but not against time.

The Boston and Albany railroad safe at Springfield, was blown open Sunday night and robbed of $12,000.

A locomotive boiler on the Nashville and Decatur railroad exploded Monday, killing fireman Geo. Sweeny, and wounding two others.

The fortifications of Civita Vecchia are being strengthened, so that the Papal garrison can hold the city.

Two girls, aged ten and fourteen years, were burned to death at a fire in Springfield, Massachusetts, Monday.

Rev. T. W. Conway, of Louisiana, a violent Radical, writes to the Hon. R. C. Schenck, favoring the repeal of the cotton tax.

A gentleman who lately had a free political conversation with General Grant, says he is a Conservative.

The Princess Salm-Salm has published a flat denial of the statement that she is the daughter of an American General.

Charles Dickens writes to a friend in Montreal that he expects to give a few readings in Canada in the latter part of the month of April.

The loss by the burning of the Kirkwood Hotel, in St. Louis, on Saturday night, was about thirty-five thousand dollars.

Dan Rice (chiefly with the view of getting his own name in the papers) offers to back Weston for $50,000 to walk one hundred miles in twenty-three consecutive hours.

Telegrams sent from London on the 29th ultimo were received in New York twenty-eight minutes past eleven o'clock on the night of the 28th, thus arriving apparently in advance of their own dates.

Friday having been the birthday anniversary of the Infanta Alfonso-Francisco-de-Asis-Fernando-Pio-Juan-Maria de la Concepcion-Gregorio, Prince of the Asturias, who is now ten years of age, was celebrated in Havana by a grand levee at the palace.

The steamship Weser, which arrived at New York from Southampton on Thursday evening, made the shortest passage on record between those two ports. She left Southampton at six p.m. November 19, and arrived in New York in nine days and three hours.

The amount of money obtained by the robbers of the First National bank, at Independence, Missouri, last week, was about eighteen thousand dollars, two thousand dollars of which were in gold. The bank lost four thousand dollars, and Stone, McCoy & Co., five thousand three hundred dollars. The other losses were small deposits in coin.

The Kentucky Legislature met at Frankfort on Monday. Judge John T. Bunch, of Louisville, was elected Speaker of the House. Isaac D. Bright was nominated a candidate for the Speakership, but his name was withdrawn at his own request. The Democratic members of the Senate held a caucus in the afternoon, and nominated William Johnson, of Nelson county, for Speaker.

BY TELEGRAPH.

WEDNESDAY NOON DISPATCHES

The Expenses of the Army to be Reduced.

Municipal Elections in New York City.

Nearly all the Officers Elected are Democrats.

NEW YORK, December 4—The *Herald's* special says that General Grant is preparing a new order to still further reduce the expense of the army on account of the movement made some time since by Street to dispense with the services of civilians employed in the army, will constitute an important feature of the new order, and will make a reduction, it is stated, of 250,000 employees.

The abolition of the brevet system, which meets with great favor, is now under consideration of the Military Committee, and will be changed and looked for which will avoid the confusion and jealousies which have arisen from promotions of this character.

The proposition of Washburne, of Illinois, to pay the army weekly, is not likely to meet with success in the committee, as they consider the scheme impracticable.

The Savannah National bank, of Savannah, Georgia, to-day voluntarily resigned its privilege as a Depository of the Government funds, and applied to withdraw its securities as such.

The *Times* says the House Military Committee called on General Grant to-day, to pay the usual visit of courtesy, and had a prolonged interview. The state of Indian troubles were discussed. Also, the project of transferring the Indian Bureau to the War Department was discussed. General Grant adheres to his former views on this point, and, with the Commission, is strongly in favor of such transfer. The General's views on all military matters accord with those of a majority of the committee.

NEW YORK, December 4.—The whole vote polled at the election yesterday was 106 125, a reduction of about 9,000 from the vote at the election last month, and 31,000 less than the registered vote of the city. All the Aldermen elected are Democrats; all but three were the nominees of the Tammany cachems. The Councilmen elected were all Tammany. Of seven School Commissioners elected, three are Republican. For Civil Justice, Thaddeus H. Lane, Tammany, was elected by a large majority. The election was one of the quietest ever held in the city; but few arrests for illegal voting were made. Meetings were held at the various political headquarters and speeches made by Isaac Ryndam.

BY TELEGRAPH

MIDNIGHT DISPATCHES.

Important Order from General Hancock.

Constitutional Convention of Louisiana.

Proceedings of the Fortieth Congress.

Grand Diplomatic Dinner by the French Minister.

Assembling of the Virginia Convention.

Late and Interesting Foreign News.

Immense Loss of Life at Calcutta.

England Refuses to Refer the Alabama Claims to Foreign Arbitration.

Holland and Belgium Oppose a European Conference.

WASHINGTON.

WASHINGTON, December 4.

The report of the Commissioner of Internal Revenue gives the receipts for 1867 at $350,930,474, of which about $67,000,000 millions were from incomes, and of the balance, $23,769,073 was from raw cotton, $4,094,761 from refined petroleum coal oil, $3,861,914 from cigars, etc., $15,245,477 from chewing and smoking tobacco, $5,871,345 from fermented liquors, $28,236,264 from distilled spirits, and $988,146 from brandy; expense of collecting revenue, $7,712,089. Receipts for July, August, September and October, 1867, $70,253,549, against about $125,000,000 in corresponding months respectively of 1865 and 1866. The Commissioner opposes the repeal of the tax on distilled spirits.

An act is to be introduced into Congress, on the recommendation of Treasurer Spinner, providing for the issue by the Secretary of the Treasury of the coupon bonds for registered bonds, as registered bonds can now be exchanged for coupon bonds.

The French Minister gave a grand diplomatic dinner last night, which was attended by Secretary Seward, all the European ministers and the Chairmen of the Senate and House Committees on Foreign Affairs.

In the House the galleries were crowded.

On motion of Mr. Kelly, the Secretary of the Treasury is required to furnish monthly statements of the amount of funds in each national bank.

Mr. Collum offered a resolution making it the duty of the President to protect, at all hazards, American citizens, at home and abroad. Referred to Committee on Foreign Affairs.

Mr. Schneck's bill, repealing the tax on cotton, passed by 145 against 20.

The Speaker presented a communication from the President with a list of pardons. Referred to the Judiciary Committee. Also, a communication from the Secretary of War, transmitting an estimate of the Quarter Master General of the force required in the South for the ensuing year.

Referred to the Committee on Appropriations. Also, a communication from the Inspector of the Military Academy, proposing certain legislation relative to that institution. Referred to the Committee on Military Affairs.

In the Senate Mr. Blair presented a communication from the Legislature of Nebraska transmitting a joint resolution ratifying the Constitutional Amendment.

Mr. Drake offered a resolution, which was ordered to be printed, declaring that the President, in recommending the repeal of the reconstruction acts, has transcended the just limits of his constitutional prerogative.

The resolution requesting the President to communicate with the Senate was adopted.

The Senate ordered printed copies of the correspondence between the United States and the British governments.

A bill passed making five Judges of the Supreme Court a quorum.

Mr. Wilson introduced a bill amending the reconstruction bill by allowing a majority of those voting, instead of those registered, to call a Convention. Referred.

A communication was received from the President, inclosing the correspondence in the case of Mr. Motley, late Minister to Austria.

Mr. Motley pronounces the charges against him as false and vile.

NEW ORLEANS.

NEW ORLEANS, December 4.

Paragraph two of special Orders 302, Headquarters Fifth District, dated to-day, is as follows: Paragraph three of Special Orders No. 188, from these headquarters, dated November 16, 1867, issued by Brevet Major General Mower, removing P. R. O'Rourke, Clerk Second District, Parish of Orleans, for malfeasance in office, and appointing H. L. Shirley in his stead, is hereby revoked, and P. R. O'Rourke is reinstated in said office. If any charges are set up against said O'Rourke, the judicial department of the government is sufficient to take whatever action may be necessary in the parish.

Paragraph —, same order, suspends that portion of order 301 ordering General Mower to his regiment, and says Mower will remain in this city as at present until further orders.

The Constitutional Convention passed a resolution fixing the pay of members at ten dollars per day, and mileage twenty cents each way, and elected a colored Warrant Clerk.

Paragraph 3, Ordinance 202, orders the adjudication of making of levees on certain plantations in the parishes of St. Charles and Jefferson, to the lowest responsible bidder, by Brevet-Lieutenant Colonel Mc. Gonnigle, A.Q.M., on the 10th instant; work to be completed in time and in a manner to protect from overflow, and the lands, with improvements thereon, to be subject to a special lien and privilege for the cost of making said levees on them, respectively; and that the ordinary formalities prescribed by law for the adjudication of said work be dispensed with.

RICHMOND.

RICHMOND, December 4.

The Convention met this morning and elected Judge Underwood president; George Nye, of Shenandoah, secretary; William R. Fell, of Richmond, sergeant-at-arms, and one white and two colored doorkeepers; Rev. Mr. Mitchell, of Richmond, chaplain. The vote for president gave sixty-five for Underwood, and thirty-two for Nelson.

NEW YORK.

NEW YORK, December 4.

The *Post* says several mercantile failures are reported this afternoon, some of which are of great importance. Like the other failures reported among the foreign merchants, they are said to be due to speculations in gold.

LOUISVILLE.

LOUISVILLE, December 4.

The river is stationary, with two feet nine inches in the canal. Snow storm this evening. Thermometer 30°.

FOREIGN.

LONDON, December 4.

Further particulars of the disastrous cyclone, which recently occurred, have been received. At Calcutta, the loss of life and property is fearful; it is estimated that in the city and neighborhood at least one thousand persons perished, and three thousand huts and habitations were utterly destroyed.

The second instalment of correspondence between the British and American governments, in regard to the Alabama claims, have been laid before the House of Commons. Lord Stanley, in a dispatch to Mr. Ford, present Charge de Affairs at Washington, says England will never refer to arbitration of foreign powers claims involving the right to recognize belligerents. This right, he insists, is purely a right of English law. He repeats his offer to submit to arbitration the Alabama claims, and to refer all other demands for indemnity to the decision of a mixed commission.

PARIS, December 4.

The *Elender* asserts that the European powers have agreed to the General Conference proposed by France, with the exception of Holland and Belgium.

The confirmation of Colonel Horace Capron as Commissioner of Agriculture, settles a long contested case, and disappoints a whole army of applicants who have been waiting for the late Isaac Newton's shoes.

The safe of the Boston and Albany railroad, at Springfield, Massachusetts, was opened by burglars on Sunday night, and $12,000 in notes and bonds stolen. The corporation loses $3,000 and the employes the balance.

A steamer will leave Dubuque within a few days for New Orleans, towing barges containing nearly one hundred thousand bushels of wheat for New York and Liverpool. This consignment is made to test the feasibility of using the cattle water route, instead of the railroad and the lakes as heretofore.

AMUSEMENTS.

NEW MEMPHIS THEATER.

Lessee and Manager ..... W. C. TREVERTON
Stage Manager ..... SHIRLEY H. FRENCH
Treasurer ..... C. D. SPRAGUE

Second Week of the popular and young impersonator, Miss FANNY B. PRICE.

THURSDAY EVENING, December 5, 1867, fourth night of the great sensational play, in five acts, entitled

UNDER THE GASLIGHT.

LAURA COURTLAND ..... MISS FANNY B. PRICE

During the Play,
Arrival on time of the Down Express Train.

Doors open at a quarter to seven; Curtain rises at half-past seven. del

FAIR AND FESTIVAL

AT

MEMPHIS CLUB HALL,

IN

GREENLAW OPERA BUILDING,

Corner Second and Union Streets,

Commencing Monday, December 2, 1867,

To aid in the

ERECTION OF ST. PATRICK'S CHURCH

Tickets, Fifty Cents. no28

NEW ADVERTISEMENTS

FOR RENT FOR THE YEAR 1868

"Scotland and St. Genevieve"

COTTON PLANTATIONS,

Adjoining each other,

CONTAINING 1,200 acres, about 1,000 cleared, a large portion of which overflow, about five miles below Natchez, in Louisiana. Improvements upon the river. Have always been celebrated for their productiveness, and most desirable on account of their location.

"Hedges" Cotton Plantation, about six miles from Natchez, on Jackson railroad. Like acres upland, with stock, implements, etc. 600.

"Lenox Farm," Cotton Plantation, four or five miles from Memphis, Tenn., rich upland, well improved.

"Rosemont," the former residence of A. P. Merrill, Jr., about two and a half miles from Natchez Miss. Large and elegant mansion, splendid stables, carriage house, barns, billiard room, dairy, servants' house, orchards, gardens and forests. The house has presidio gas fixtures, bath rooms, and cold and hot water arrangements, altogether constituting one of the most elegant estates in the south.

"Retreat," adjoining Rosemont, a nice farm, with improvements.

House and Lot, Vance street, Memphis; House and large Lot, Mulberry street, Memphis.

Some of the above property will be rented for one or more years. Apply to A. K. SANDIDGE, Natchez; DEOSS & SANDVILLE, New Orleans; B. C. CRESHTON, Memphis, or to H. MERRILL, 16 McCullogh street, New York city. del

COMMERCIAL HOTEL.

Trustee's Sale.

TAKE NOTICE, that on MONDAY, the 30th day of January, 1868, I will, at the Commercial Hotel, in the city of Memphis, and State of Tennessee, by virtue of powers vested in me by a deed of trust executed to me by parties bet—een D. Bryan, J. W. Manoney and J. W. Brown, on the 9th day of April, 1867, sell, at public auction, a large and valuable on of

Furniture, Beds, Bedding and Table Ware,

And other articles with which the said Hotel was supplied; as also all the property mentioned and described in the said deed of trust. The sale to commence at one o'clock a m.

J. W. ALLEN, Trustee.

JOHN H. SPEED, of Louisville, Kentucky.
JAMES S. CARPENTER, of Louisville, Kentucky.
Speed, Brooks & Strange.

SPEED & CARPENTER,

AGENTS OF THE

Connecticut Mutual Life Insurance Company, Hartford.

CAPITAL $17,000,000

THIS Company is purely Mutual. Dividends have averaged fifty per cent. per twenty years. We require no premium notes, and every policy is non-forfeitable. Office, 12 Madison street, Memphis. del

Sheriff's Sale.

Tinsman, Arnold & Co., vs. N. K. and A. F. Mason.

UNDER and by virtue of an order of sale in the above stated cause, to me directed, I will sell, at the Court House in Memphis, I will,

On Monday, the 16th day of December, 1867,

Offer and sell to the highest bidder for cash, between the hours of 10 o'clock a.m. and 4 o'clock p.m., to said day, in front of the Court House door in the city of Memphis, Shelby county, Tennessee, the following described personal property: One piano forte of Chickering & Sons, one wounded spring mattress, one foot bath, one parlor stove, sixteen family pictures, one black walnut bureau, four pair curtains, one wardrobe, one table, and other personal property, described in the return of the levy upon the aforesaid sale. The property was seized as the property of the above named defendants in the above mentioned suit, and will be sold in obedience to the order of said attached therein.

P. W. WINTERS, Sheriff of Shelby county.

Sheriff's Sale.

UNDER and by virtue of a d stress warrant in the name of the State of Tennessee vs. the property of Jas. Langdon, Clerk of the county Quarter Sessions, issued to me by John Langdon, Clerk of the county Quarter Sessions,

On Monday, December 16, 1867,

Between the hours of 10 o'clock a.m. and 4 o'clock p.m., offer and sell to the highest bidder, for cash, on the premises of the Canterbury Wool Mill, corner of Main and Monroe streets, Memphis, Tennessee, the following described personal property, one set of machinery consisting of looms and chairs, the fixtures, all loose, unsecured, etc. Said property was levied on by virtue of the provisions of an act of assembly of March, 1867, and will be sold to satisfy said above mentioned distress warrant.

By JAMES F. LANFORD, D. S.
P. W. WINTERS, Sheriff of Shelby County. del

CURBIN & GUNN,

Iron Founders and Machinists,

UNION IRON WORKS,

ADAMS STREET, NEAR BAYOU.

ENGINES, BOILERS, SAW MILLS, GRIST-MILLS, and all kinds of Machinery constantly on hand and promptly repaired on reasonable terms. del

PEOPLE'S BANK OF TENNESSEE

MEMPHIS,

No. 12 Madison Street.

D. A. SHEPHERD, Cashier. P. W. SMITH, President.

THE FRANKLIN

INSURANCE & BANKING COMPANY

Have resumed business under the following management:

Directors:

E. T. KEEL, WM. N. BROWN,
W. W. WILKINSON, JAS. MALATESTA,
M. L. MEACHAM, D. L. STEWART,
T. R. MERCER.

CYRUS JOHNSON, Cashier. M. D. L. STEWART, President.

Will receive Deposits, Discount Notes and Bills, and transact all business authorized by the Charter.

Corner of Jefferson and Front Streets, MEMPHIS, TENN.

FALL AND WINTER GOODS.

POWER & McGEOY,

MERCHANT TAILORS

238 Second Street.

Are just receiving their stock of

FALL AND WINTER GOODS,

Cloths, Over Coatings, Cassigneres.

Doeskins and Vestings, of Latest Styles.

Which we will make to order at reduced prices. Call and examine our goods and prices and be convinced. del

Something New

IN

SCIENCE AND MEDICINE.

PARALYSIS CAN BE CURED.

WE fully and freely invite all physicians and students of medicine of all schools, and also everybody else to come and examine our invention of a

Portable Equalizer.

We have demonstrated the fact that in Paralysis, Nervous Debility, Dyspepsia, Neuralgia, Weak Limbs, Sacro-iliac Affections, Curvatures of the spine, and other spinal affections, Rheumatism, Sciatica, Lumbago, Chills and Fever, Epilepsy, Chorea, or St. Vitus' Dance, Derangements of the Womb, Prolapsus Uteri, Obstructed Menstruation with all their concomitant diseases, temporarily and all kinds of weaknesses of the human system, that it can be cured.

Testimonials from hundreds of the best physicians and citizens of this nation.

MEMPHIS, TENN., December 1, 1867.

Having sold all my rights, title and interests in the county of "EQUALIZER" to the SAMUEL GILBERT and RUBAN T. GILBERT, the latter being a graduate of the celebrated Medical College of Philadelphia, I can fully and freely recommend them as deserving of encouragement and worthy of all confidence that can be conferred.

GEORGE HADFIELD, M. D.

The GILBERT can be consulted at their office, No. 27 South side of Court Square. del

City Scrip Wanted.

WE offer one of the best VACANT LOTS on Union street, near the Court House, at auction, on Monday next, payable one-third down, the balance in three, six, nine and twelve months, with privilege to the purchaser of having all the payments in City Scrip, at fifty cents on the dollar.

We want to make the sale within a week.

BOYSTER, TREZEVANT & CO.

Lumber, Laths, Shingles, Cedar Posts

FLOORING, CEILING,

Sash, Doors, Blinds, Etc.

Cheaper than ever at

M. E. & J. W. COCHRAN'S,

Foot of Washington street. del

Notice.

THE Law Firm of THOMPSON & FRAZER is dissolved by mutual consent of the parties. All persons having claims against the firm will present them to the undersigned for settlement. C. W. THOMPSON.

C. W. FRAZER.

November 20, 1867. no21

NEW ADVERTISEMENTS.

A Card.

To Our Customers.

During the month of December we can

Sell no Goods on Credit,

For at the Prices we are at present

SACRIFICING OUR GOODS AT,

We must

Sell for Cash Only!

Respectfully yours,

B. Lowenstein & Bros. del

AUCTION.

EXECUTORS' SALE

OF

VALUABLE FARMING LANDS

IN

Fayette County, Tenn., & Marshall County, Miss.

Near the Railroad Depot at Collierville.

BY direction of the Will of John Pope, deceased, we will sell to the highest bidder,

On Thursday, December 5, 1867,

Upon the premises, commencing at twelve o'clock, the valuable tract of land belonging to deceased, known as the NOONAN PLANTATION, about four miles south of Collierville, containing about eleven hundred acres, subdivided into several small farms, as per plan, to be seen on the day of the sale. This plantation was selected by the deceased for its central location, and production, and offers great inducements to purchasers, as it has a large proportion of open land under good fence.

The improvements are such as are usual on a cotton farm.

At the same time and place will be sold as the property of the same estate, a House with five acres of land in the town of Mount Pleasant, Miss.

TERMS OF SALE:

Third cash, balance in one and two years with five retained.

A. C. POPE, Executor.
A. K. POPE, Executor.
BOYSTER, TREZEVANT & CO., Auctioneers.

Somerville Falcon and Holly Springs Reporter copy and send bill to Avalanche.

For Sale at 10 o'clock To-day.

ONE Rome one Spring Wagon, a lot of fine Furniture and Overcoats, Fancy Soaps, etc., etc.

A. K. LEVY, Auctioneer, del 3d Second street.

Beautiful Property at Auction.

On Saturday Morning Next, at ten o'clock,

WE shall sell at public auction, FIVE LOTS, situated on Exchange street extended, between Poplar and Alabama, just east of Polk street, and in an elegant location.

These Lots each have a front of 40 feet, and extend back 165 feet to an alley. Parties who want a healthy location, within a few steps of the street railway, and convenient to the market houses and schools, will do well to attend this sale. All the Lot will be sold, and upon terms liberal to purchasers.

G. H. MCNAIRY & CO., Auctioneer.

To Bankers, Insurance Companies

—AND—

CAPITALISTS GENERALLY.

IMPROVED

Main and Madison Street Property.

WE WILL SELL, on long time, at auction, on the

10th Day of December Next,

On the premises, the following valuable real estate, to-wit: Two Houses (40 ft) forty-nine feet on Union, four, running back to feet to a four feet alley, situated on the south side of Madison street, at the intersection of Main, with the same on the Main and Second streets, and adjoining the "Marble House" property, on the west. These houses are each leased to FIRST CLASS PAYING TENANTS, yielding good rents to the owner. Each house will be sold separately, for the benefit of the property, as an investment, speaks for itself.

Terms easy and accommodating, being one-fourth cash and the balance in five equal annual payments, with SIX PER CENT. interest.

Valuable Main Street Property to be added to the above sale.

Attention of capitalists is also specially directed to the sale which we will make, at the same time and place, of that valuable property on Main street, next to the corner of Madison, occupied by

The Savings Bank of Memphis.

The Lot being twenty-three feet front, covered with a splendid four-storied brick building, the rental of which is about $6,000 per annum.

TERMS—Half cash; two, four and six months.

BOYSTER, TREZEVANT & CO., Auctioneers. del

Executor's Sale of Thirty Farms

AND

VALUABLE TOWN LOTS

At Haysville,

MEMPHIS & LOUISVILLE RAILROAD

(WYTHE DEPOT),

TOGETHER with the entire HAYS TRACT of 4,000 acres, all subdivided into small Farms.

On Thursday, December 12, 1867,

By direction of the Executor of Samuel J. Hays, deceased, we will sell at public sale, to the highest bidder, the lots in the Town of HAYESVILLE, on said day, together with the thirty farms, varying in size from about 50 to 80 acres. These Lots and Farms are situated twenty-four miles from Memphis, on the Memphis and Louisville railroad. The convenient location and great fertility of these Farms eminently entitle them to the favorable notice of all who desire to engage in the growth of Cotton or Cereals. The sale takes place at a ready access to markets above or below them for what they produce. The smaller lots in and around the village of Haysville can only be reached from Memphis, all the others may be reached in the same way, or by taking a cheap, convenient and healthy route in the country without interruption to their business in the city. Titles perfect.

TERMS—one-fifth cash, balance in one and two years, with interest. Trust deed to secure deferred payments.

BOYSTER, TREZEVANT & CO., Auctioneers.

Public Sale

OF A

VALUABLE FARM,

Adjoining the Marshall Institute,

Three Miles from Lafayette Depot, on the Memphis and Charleston Railroad.

WE will, on SATURDAY, the 7th day of December 1867, sell, upon the premises, to the highest bidder, the place of A. G. ——, on which Mr. MERLIN PARK now resides, situated in Fayette county, Tennessee, and partly in Marshall county, Mississippi, with the dwelling, outhouses, fencing, containing about 300 acres cleared land and 100 acres timber.

TERMS:

One-half cash, the balance in one and two years, secured by trust deed.

The Marshall Institute is a female college of long standing, and so with a flourishing condition.

The location in this and every other respect is highly advantageous.

SALE POSITIVE AND UNRESERVED.

BOYSTER, TREZEVANT & CO., Auctioneers. no13

1867. 1867.

GREAT

CENTRAL ROUTE VIA CAIRO,

Illinois Central Railroad and Connections.

"Blue Line."

THROUGH without change of cars to New York, Boston and other Eastern cities.

Rates will always be as low as by other responsible lines, and quick time made.

Through Bills of Lading to all points North and East.

No other through line runs into or from Cairo, the entire fast lines of the roads being owned to the "Blue Line," which, being owned and controlled by the several roads forming the route, give shippers the advantage of a thoroughly responsible carrier.

For rates and information apply to

CHARLES S. SAWYER, Agent, No. 278 Front street.

For Sale or Rent on Lease for Ten (10) Years.

A NO. 1 SAW MILL AND GRIST MILL, in complete and perfect running order, with abundance of Belting, and a large line of shafting, Pulleys, etc., situated on the St. Francis river, near Linden.

The Mill has capacity to saw eight thousand to ten thousand per day, and has under hand power, forged out six thousand feet. For further particulars apply to

THOMAS & JOHN S. LEECH, No. 24 Front street.

Reopening.

THE CAPITOL SHAVING SALOON, Whitby Chair, has been reopened in splendid style. The old customers and public generally are invited to call. SANDY WRIGHT, Proprietor. Nov 6

The Graham Place

FOR RENT.

THIS beautiful and spacious residence and grounds are offered for rent on unexceptionable terms, for one year, to the first of January next. Possession given immediately. Apply at the office, or be unable to Colonel W. L. Duff, 19 West Court street, or to

BOYSTER, TREZEVANT & CO.,

no21

Notice.

THE clients of the late M. R. HILL, Esq., and of the late firm of SMITH & HILL, are hereby notified that information in regard to their business can be obtained from Messrs. STEPHENS & SMITH, Attorneys at Law, 36 Madison street, Memphis, Tenn., who have been duly authorized to collect the same. They will give attention to the business until further notice.

SQUIRE HILL.

Toys at Wholesale!

MENKEN BROTHERS offer to Dealers

25 CASES GERMAN & FRENCH TOYS

Of their own importation,

AT NEW YORK PRICES

QUOR HOUSE
Semmes in 1819.
& CO.,
eet, Memphis, Tenn.
RS IN
EGARS, ETC.
y and Other Wines.
Co.'s Champagne Wines
Whiskey.
HNSON,
EALERS IN
TELS, ETC., ETC.
LOCK TIN.
TELS ever brought to this market, which they are
t and Peerless
Capitola Cooking Stoves.
variety, which we are selling very Cheap to Cash
Sheet Iron, Zinc, Wire Rivets.
STOCK.
Boxes. ROOFING, GUTTERING and JOBBING
& JOHNSON, 306 Main Street.
E IN DRY GOODS
stern markets, and to facilitate
ch, we have again reduced the
ss Goods, Furnishing Goods and
ce you at once that we mean to
RICE, STIX & CO.
RODUCE DEPOT!
Block, Memphis, Tenn.
GHT,
Commission Merchant
ron
Bacon, Lard, Apples, Potatoes,
Lime, Cement and Plaster.
tention given to filling orders.
V & CO.,
STREET,
ARE AND IRON
is situated, we are prepared to fill all orders for
ery, Tools of all kinds,
ering's Anti-Freezing Pumps,
penters' Tools,
ining Implements.
favor us with a call.
GRIMAULT & COMPANY
ss Prince Napoleon.
ceries, founded on the principles of chemistry and
ation, and in the manner followed in the laboratories
escribed by the faculty in the whole world. They
e kept in their every possible climate, as they are
exist in France with regard to the sale of medicinal
ons. Having a medicinal character, and not being
ucts, are authorized by the government. This fact
PRODUCTS.
uid Phosphate of Iron.
IN THE STOMACH, DIFFICULT DIGESTION
OF BLOOD. It is particularly recommended to
as well as to persons suffering under any kind of de-
and wasting diseases.
p o Iodized Horse Radish.
epicure of Paris. It is a perfect substitute for COD
ER, which it is a SPLENDID PHOSPHORIZED
ful tonic, and a most happy remedy in all cases of
ed by Physicians.
of Hypophosphite of Lime.
HITHIS and other DISEASES OF THE LUNGS.
ed by both professionals and others, and in the most
to the bottle, as this syrup is liable to intimations.
Burin du Buisson's (Laureate
dicine) Digestive Lozenges.
edical men in France in cases of derangements of the
LABORIOUS DIGESTION, wind in the stomach
EVERAND LOSS.
Dysentery, Instantly Cured by
aun.
ged since time immemorial to cure INFLAMMA-
ervice in cases of CHOLERA, as it is preventive and
du Buisson, approved by the
in Paris.
instantly an effervescing mineral and gaseous water
ach Aches, and for Ladies suffering from difficult or
ent digest the ordinary food.
to constipation, and to contain a certain portion of
in cases of headaches, to fatiguing conditions.
apsules and Liquid Extract of
s.
to effect a cure. They insure rapid and extraordinary
ge peculiar to the hospitals of Paris by the extraordinary
ondoles and capsules and cubebs. The injection is
R. FOUSERA, 30 North William street.
n Memphis, G. W. JONES & CO., 257 Main street
KS & STATIONERY
ELOCK & CO.,
WHOLESALE
SELLERS & STATIONERS
ERS and Manufacturers' Agents for everything to
to the trade.
Agents for the Publications of
BARNES & CO.,
PELTON & CO.,
LIPPINCOTT & CO.,
BERT, WILSON & HINKLE and others.
hild's Celebrated Gold Pens,
rook School Apparatus,
wood's School Furniture, etc., etc.
PAPER and ENVELOPES, the largest and
y variety of OFFICE STATIONERY and BLANK
Cards on hand.
PRINTING AND BINDING
in the neatest manner under our own supervision.
STAMPING executed by
BLEDSOE & CO.
PUBLICATIONS always on hand at PUBLISHERS'
mber the old stand, 315 Main street.
JOHN L. LEECH
SMITH & LEECH,
ECTIFIERS
AND
ESALE LIQUOR DEALERS
Second Street, Memphis, Tenn.
TRADE ONLY—Having erected a large and extra
illing establishment, we are prepared to supply
with a superior article of Whiskey on as good
as low prices as can be bought in any market.

THE DAILY AVALANCHE

THURSDAY, . . . DECEMBER 5, 1867

Arrival and Departure of Trains.

MEMPHIS AND CHARLESTON RAILROAD.

	ARRIVE.	DEPART.
Through Express Daily	2:30 P.M.	3:00 P.M.
Through Mail Daily	1:00 P.M.	1:30 P.M.
Commercial Accommodation Daily, (Sun. days excepted)	7:30 A.M.	8:00 P.M.
Depot on Main, corner of Second Street.		

MISSISSIPPI AND TENNESSEE RAILROAD.

	ARRIVE.	DEPART.
New Orleans Express—Daily	2:30 P.M.	3:00 P.M.
New Orleans Mail—Daily	1:00 P.M.	1:30 P.M.
Freight daily, except Sundays	7:30 A.M.	8:00 A.M.

MEMPHIS AND LOUISVILLE RAILROAD.

	ARRIVE.	DEPART.
Day Express	7:00 P.M.	7:30 A.M.
Night Express	4:30 A.M.	5:00 P.M.
Way Freight—Mondays, Wednesdays and Fridays	7:00 A.M.	7:30 A.M.
Ticket office No. 274 Main street. Depot head of Main street.		

SPECIAL NOTICE.—Our city patrons are requested not to pay any one for subscriptions to the AVALANCHE without a certificate from the office authorizing them to collect.

GALLAWAY, REEA & CLUSKEY.

ROBBERY.—The room of Charles Pandert, No. 121 Mosby street, corner of Hill, was entered yesterday morning, about three o'clock, and a quantity of clothing carried off. In the pocket of a pair of pants was $6.

Joe Locke, in the AVALANCHE building, received last night the New York Ledger, Irish Republic, LaCrosse Democrat, the Cincinnati Enquirer, and all the latest dailies. He has also a fine stock of books and stationery, which he will sell low.

A MATINEE.—If the weather is favorable, a matinee will be given at the New Memphis on Saturday next, the "Under the Gaslight" will be the attraction. We hope Manager Thompson will succeed in making these matinees one of the institutions of the New Memphis.

THE ANGELO MARSH CASE.—This case was up again yesterday before Judge Hunter on a demand for bail. The argument of the legal points involved was gone through with at some length by Messrs. Bullock and Van Anderson for Marsh, and Colonel Gantt for the State. The argument was not concluded, and will be resumed this morning, when the decision will be given.

BURGLARY.—The grocery store of Vaccaro & Massey, in the Postoffice building, was entered Tuesday night by burglars, and a number of articles, together with fifteen dollars in change, taken. The entrance was effected by sawing away a portion of the window shutters. Jefferson street is becoming a favorite locality for the operations of burglariously inclined rascals.

PLAYING POLICEMAN.—Thomas Goodman, a white man, was arrested yesterday by officer Chamberlain, for representing himself as a policeman, and taking $10 from a negro man about sixty years of age. The affair happened in the upper edge of town, and it appears that Thomas took the old man by the neck, put a pistol to his head, and compelled him to disgorge. He is now in jail, and will have a hearing to-day.

THE NEW MEMPHIS.—Another good house greeted Miss Price last night. "Under the Gaslight" still holds its own, and it increases in interest each night it is played. The railroad scene was worked last night better than on any previous occasion, and its effect was perfectly thrilling. The scenery, too, are improving in it slightly, and on the whole we must pronounce it the finest successful effort of the season. It will be played again to-night and Saturday matinee, do not wish to lose a really good thing they will go to see it.

THE HAPPY HOLLOW AFFAIR.—The series of charges and countercharges against the peaceable denizens of this beautiful valley, were disposed of by Squire Miller yesterday. John Hickey, who was charged with hitting Mary Hutchinson over the head with a stick, was compelled to give a bond of $600 to appear before the Municipal Court. Jane Cuthbert had Mary Sherry bound over in the sum of $250 to keep the peace, and Eliza Hickey had the same thing done to Mary Sherry for the same purpose.

CHANGE OF NAME.—Mr. James McVicker, who has charge of the saloon on the corner of the alley on Jefferson street, between Main and Front Row, formerly known as the "Bluff City," has concluded to change its name. Hereafter he will be known as the "I X L," and we are assured, that under his management, it will indeed excel all which it has heretofore been. Mr. Mellon, as a caterer is unsurpassed, and as nothing but the best will be kept in the house, the customers will have no reason to complain of their treatment at his hands. He also sets a fine lunch daily at ten o'clock, to which he invites all his friends.

THE FAIR.—The fair at the Memphis Club Hall for the benefit of St. Patrick's church was well attended last night, and a greater degree of interest manifested in the voting and raffling for the various articles than on any evening previous. A new feature introduced last evening was a magnificent gold watch, inlaid with diamonds, to be voted to the most popular young lady. Misses Anna Cody, Sue Flaherty, M. L. Murray, Mary McKeon, Clara Conway, Mollie Castillo and Miss Kate Worsham are the most popular candidates so far. For the first week, there are several contestants, exhibiting lively interest in the handsomest baby. J. O'Connor, Thos. Winters, Frank Foley and John Glancy are contending for the gown and cap for the most popular candidate for Alderman of the First ward. A beautiful punch bowl is to be raffled at Miss Flaherty and Miss Conway's table. The dancing is still quite a feature of the fair. Every one should go.

DEFRAUDING THE REVENUE.—Twenty-five barrels of whisky, which had been shipped from Randolph a few days ago, were seized by the United States authorities here, and a party of Revenue officers started up to Randolph, day before yesterday, to inquire into the matter. When the boat landed it was about three o'clock in the morning, and they started for the still house, but had not got far when they were received with a volley from the woods. Considering discretion the better part of valor, they concluded to wait for daylight. In the morning sufficient evidence was procured to satisfy the officers that the packages had been shipped from there, and not being authorized to make any seizures, they returned. Yesterday Collector Saunders started up to seize the distillery, and by this time it is no doubt in the hands of the United States authorities.

ATTEMPT AT ROBBERY.—A night or two ago, a negro was discovered in the bookstore of Bleloch & Co., Bl'k's square. It appears that Mr. Stearns was up stairs, and imagining that he heard a noise down stairs, he and Mr. Bleloch went down to see what was the matter, and discovered that the money drawer had been tampered with, and a small amount of money abstracted. Mr. Bleloch stood guard while Mr. Stearns went to hunt up a policeman. He soon returned with one, and on a further search being made, the thief was discovered concealed behind the cotton factory, and following that stream to Brinkley avenue, which is made the northern boundary of the city, to its intersection with Manassas avenue on the west; thence by Monsarvenue to the Raleigh road, and out the Raleigh road a few rods to Brinkley avenue on the west side of the Fair grounds; thence by the line of Brinkley and Dunlap avenues to Walker avenue, at the southwest corner of Richmond Cemetery; thence Walker and Gaines avenues, at the southern limit of the city, to the river, below Fort Pickering; thence by the Mississippi and Wolf river to the place of beginning. The length of the city, on the river is about four miles; on its east line, about three and a half miles. The breadth on the north end, is about one and a half miles, and, on the south end, about two miles and three-quarters. Across the center, say on a line running from the river through Court Square to the western boundary, the distance is, about one mile and three-quarters. The new territory thus acquired is divided by the bill into two wards. That lying north of Madison street, and outside the old city limits will be known as the Ninth ward, and the territory lying south of Madison street as the Tenth ward. The act also does away with the city Registration, and the only process of that character required is that provided for in the Franchise law.

CHANGE OF SCHEDULE.—Bad weather compels a postponement of the sale of residence lots on Exchange and Poplar streets, till next Saturday, the 7th instant, at half past eleven o'clock. Don't forget the day and hour. The desirable property ever sold in Memphis must change owners.

ROBBER STOLEN.—Two mares were stolen from the place of F. L. Carlton, near Hernando, Mississippi, on the night of December 1st. They are both sorrel in color, and it is supposed they have found their way to Memphis.

THE LATE JUDGE SMITH.

Address of Lewis Bond, Esq., before the Circuit Court.

MAY IT PLEASE YOUR HONOR: It was with something more than ordinary feeling, that I heard the announcement which entrusted to me the duty of presenting to this honorable Court the resolutions adopted by the Memphis Bar, concerning the recent death of Judge Thomas G. Smith; and this, as well on account of my own personal connection at that sad event, in which no small degree of grief was mingled with so much of public solicitude, as because I knew my name, in the first instance, to have been suggested with reference to my supposed acquaintance with his history, thereby entailing upon me the necessity, in some sort, of acquitting myself of the melancholy office in a manner to justify the reason of my appointment; for there survives the universal living esteem which he enjoyed a sudden eagerness for a more familiar knowledge of his life amongst those of his fellow citizens who, while they experienced the benefit of his public services, private friendship or neighborly contact, may not have admitted within the narrower precincts of personal intimacy. I shall feel then, sir, that I have not satisfactorily accomplished my undertaking unless I shall, in some measure, at least succeed in gratifying a curiosity, which is at once so natural to the living and so honorable to the dead. And though the performance of my duty in this respect must necessarily be brief, yet it will be done with a full consciousness of the demands to which public interest entities the occasion, its extraordinary solemnity and my own inequality.

Twenty and more years ago, I trace my first distinct impression of the man, and from that time to this, when, alas! kindly friendship shall no more greet the living object of its warmth; sometimes in presence, always in reverential memory, where forever now, his tomb must be, his person has been a vivid image of pleasing familiarity to my life. During that period, while embracing nearly the whole of his professional career, I have been a continual witness of that laborious effort which gradually extended the circle of his influence beyond the limits of his immediate neighborhood over the greater portion of the Western District; and along the successive stages of his progress, with admiration that grew more fervid as it grew more intelligent, have seen him advance, stainless and unspotted, with a serene evenness of motion that removed detraction impossible and baffled all the arts of malice. What I shall say to-day, therefore, will be said, not at all an informal and empty eulogium of an official with whom I was acquainted only as a practitioner in his Court; but in direct and grateful testimony to moral excellence, professional superiority, and uprightness of private and public character, which I believe to be, for a long time, will be a landmark in the history of our section.

Mr. Smith was born in Mecklenburg county, Virginia, in the month of January, 1820, where he lived until somewhat advanced in his twelfth year. He moved, with his father's family, who was a regularly installed minister of the Methodist Episcopal church, to Haywood county, Tennessee, in the spring of 1833. There he continued at his education, begun, perhaps, under happier auspices, with the usual advantages, which are indeed few enough, of old field schools. A short course, finally completed it at the University of Nashville in the fall of 1842. His standing at college was amongst the first, with only two others, for long contested the premium in hi class. To what proficiency he attained in mere scholastic acquirement, is not precisely known. It probably did not amount to much; but from out his school days and school rooms, he managed to come with very considerable understanding, and with a taste and for the most part liberal; and with a faculty for using it to the best advantage, that served him well on occasion the stood of resources and made him easy and confident in emergencies. This discipline of the intellect is, after all, perhaps, the best possible result of education. Quite an expert use of the limbs over the academical curriculum would hardly compensate for the loss of that. His peculiar tastes were decidedly professional, which, indeed, manifesting themselves variously, sometimes in mechanical ways, continued through life, and stamped our pliable in the judicial character that we have before us for nearly two years; for if any one strictly was noticeable in his otherwise delightful community, it was in an overfondness for quick, sharp results, as well to his own studies, as also to those entailing upon the necessity in some sort, of acquitting myself of the melancholy office in a manner to justify the reason of my appointment; for there survives the universal living esteem which he enjoyed a sudden eagerness for a more familiar knowledge of his life amongst those of his fellow citizens who, while they experienced the benefit of his public services, private friendship or neighborly contact, may not have admitted within the narrower precincts of personal intimacy. I shall feel then, sir, that I have not satisfactorily accomplished my undertaking unless I shall, in some measure, at least succeed in gratifying a curiosity, which is at once so natural to the living and so honorable to the dead. And though the performance of my duty in this respect must necessarily be brief, yet it will be done with a full consciousness of the demands to which public interest entities the occasion, its extraordinary solemnity and my own inequality.

Twenty and more years ago, I trace my first distinct impression of the man, and from that time to this, when, alas! kindly friendship shall no more greet the living object of its warmth; sometimes in presence, always in reverential memory, where forever,

THE DAILY AVALANCHE.

GALLAWAY, RHEA & CLUSKEY.

M. G. GALLAWAY, W. C. RHEA, N. W. CLUSKEY, } Editors and Proprietors.

TERMS—Daily paper, per annum, in advance, $12; Weekly $3. ADVERTISEMENTS inserted at $1 a square for first insertion; each subsequent insertion, 50 cents. Twenty cents per line for special notices.

OFFICE:

In our new building, No. 22 Jefferson street, near the corner Main.

(*Concluded from first page.*)

blown up or blown down by the breath of speculation, but to be made stable and secure.

These are important facts and show how completely inferior currency will supersede better, scoring it from circulation among the masses and causing it to be exported as a mere article of trade, to add to the money capital of foreign lands. They show the necessity of retiring our paper money that a return of gold and silver to the avenues of trade may be invited and a demand created which will cause the retention at home of at least so much of production.

A disordered currency is one of the greatest political evils. It undermines virtues necessary for the support of our social system, and encourages practices destructive of its happiness. It wars against industry, frugality and economy, and it fosters the evil spirit of extravagance and speculation. It has been asserted by one of our profound and most gifted statesmen, that of all contrivances for cheating the laboring classes of mankind, none has been more effectual than that which denides them with paper money. This is the most effectual of inventions to fertilize the rich man's fields by the sweat of the poor man's brow.

Ordinary revenue, oppressive, exhaustive taxation—these bear lightly on the happiness of the masses of the community compared with a fraudulent currency, and robberies committed by depreciated paper. Our own history is recorded for our instruction. Enough and more than enough of demoralizing tendency, injustice and intolerable oppression on the virtuous and well disposed of a degraded paper currency authorized by law or in any way countenanced by the Government.

It is one of the most successful devices in times of peace or war or revolution, by expansion, to accumulate the issues of the precious metals from the great mass of the people into the hands of the few, where they are hoarded in secret places, or deposited in vaults of bolder bolts and bars, while people are left to endure all the inconvenience, sacrifice and demoralization resulting from the use of depreciated and worthless paper money.

The conclusion of our finances and the operations of our revenue system, are set forth and fully explained in the able and instructive report of the Secretary of the Treasury. On the 30th of June, 1866, the public debt amounted to $2,783,425,879; on the 30th of June last it was $2,692,199,215, showing a reduction during the fiscal year of $91,226,664.

During the fiscal year ending June 30th, 1867, the receipts were $490,634,010, and expenditures $346,739,188, leaving an available surplus of $143,904,880. It is estimated that the receipts for the fiscal year ending June 30th, 1868, will be $417,161,928, and that the expenditures will reach the sum of $393,299,226, leaving in the treasury a surplus of $23,862,702. For the fiscal year ending June, 1869, it is estimated that the receipts will amount to $381,000,000, and that the expenditures will be $372,000,000, showing an excess of $9,000,000 in favor of the Government.

REVENUE SYSTEM.

The attention of Congress is earnestly invited to the necessity of the thorough revision of our revenue system. Our internal revenue laws and import system should be so adjusted as to bear most heavily on articles of luxury, leaving necessaries of life as free from taxation as may be consistent with the real wants of the Government, economically administered. Taxation would not then fall on men of moderate means, and while none would be entirely exempt from assessment, all in proportion to their pecuniary abilities would contribute toward supporting the State. A modification of the internal revenue system by a large reduction in the number of articles now subject to tax would be followed by results equally advantageous to citizens and the Government. It would render the execution of the law less expensive and more certain, remove obstructions to industry, lessen temptations to evade law, diminish violations and frauds perpetrated upon its provisions, make its operation less inquisitorial, and greatly reduce in numbers the army of tax gatherers created by a system which takes from the mouth of honest labor the bread it has earned. Retrenchment, reform and economy should be carried into every branch of public service that expenditures of the government may be reduced and people relieved from oppressive taxation. A sound currency should be restored, and public faith in regard to the national debt sacredly observed. The accomplishment of these important results, together with the restoration of the union of the States upon the principles of the Constitution, would inspire confidence at home and abroad in the stability of our institutions, and bring to the nation prosperity, peace and good will.

The report of the Secretary of War, *ad interim*, exhibits the operations of the army and the several bureaus of the War Department. The aggregate strength of the army at the close of the fiscal September last, was 56,315 men. Total estimate for military appropriations is $77,124,797, including a deficiency in last year's appropriation of $15,000,000. Payments at Treasury on account of service for War Department from January 1 to October 25th, 1867, a period of ten months, amounted to $109,827,000. The expenses of the military establishment as well as the numbers of the army, are now three times as great as they have ever been in time of peace, while discretionary power is vested in the Executive to add millions to this expenditure by an increase of the army to the maximum strength allowed by law.

The comprehensive report of the Secretary of the Interior furnishes interesting information in reference to the important branches of the public service connected with his Department. The menacing attitude of warlike bands of Indians, inhabiting the districts of country between the Kansas and Platte rivers, and Dakota Territory, required the presence of a large military force in that region. Instigated by real or imaginary grievances, Indians occasionally committed acts of barbarous violence upon emigrants and our frontier settlements, but a general Indian war has been providentially averted.

The commissioners, under the act of the 20th of July, 1867, were invested with full power to adjust existing difficulties, negotiate treaties with disaffected bands, and select for them reservations remote from traveled routes between the Mississippi and Pacific. They entered without delay upon the execution of their trust, but have not yet made any official report of their proceedings. It is of vital importance that our distant Territories should be exempt from Indian outbreaks, and that the construction of the Pacific railroad, an object of national importance, should not be interrupted by hostile tribes. These objects, as well as the material interests and moral and intellectual improvement of the Indians, can be most effectually attained by concentrating them upon portions of country set apart for their exclusive use, and inclosed as public reminds highways and encroaching white settlements.

THE PACIFIC RAILROAD.

Since the commencement of the second session of the thirty-ninth Congress, five hundred and ten miles of road have been constructed on the main line and branch of the Pacific railway. The line from Omaha is rapidly approaching the eastern base of the Rocky mountains, while the terminus of the section constructed of the road in California, accepted by the Government on the 26th of October last, was but eleven miles distant from the summit of the Sierra Nevada. The remarkable energy evinced by the companies affords the strongest assurance that the completion of the road from Sacramento to Omaha will be not long deferred.

PUBLIC LANDS, PENSIONS, ETC.

During the last fiscal year 1,041,114 acres of public land were disposed of. The cash receipts from sales and fees exceeded one half million dollars—the sum realized from those sources during the preceding year.

The amount paid pensioners, including expenses and disbursements, was eighteen millions six hundred and nineteen thousand nine hundred and fifty-six dollars; and thirty six thousand four hundred and eight two names were added to the rolls. The entire number of pensioners on the 30th of June last was one hundred and fifty-five thousand four hundred and seventy-four.

Eleven thousand six hundred and fifty-five patents and designs were issued during the year ending September 30th, 1867, and at that date the balance in the Treasury to the credit of the patent fund was two hundred and eighty-six thousand six hundred and seven dollars.

Reports of the Secretary of the Navy state that we have seven squadrons actively and judiciously employed under efficient and able commanders in protecting the persons and property of American citizens, maintaining the dignity and power of the Government, and promoting the commerce and business interests of our countrymen in every part of the world. Of the 238 vessels composing the navy of the United States, 56, carrying 567 guns, are in squadron service. During the year the number of vessels in commission has been reduced to twelve, and there are thirteen less on squadron duty than there were at the date of the last report. A large number of vessels were commenced and were in course of construction when the war terminated, and although Congress made the necessary appropriations for their completion, the department has either suspended work on them or limited to slow completion steam vessels, so as to meet the contracts for machinery made with private establishments. The total expenditures of the Navy Department for the fiscal year ending June 30, 1867, were thirty-one millions thirty-four thousand and eleven dollars. ($31,034,011). No appropriations have been made or required since the close of the war for construction and repair of vessels, for steam machinery, ordnance, provisions and clothing, fuel, hemp, etc; balances under these several heads having been more than sufficient for current expenditures. It should also be stated to the credit of the department that, besides asking no appropriations for the above objects for the last two years, the Secretary of the Navy, on the 30th of September last, in accordance with an act of May 1, 1869, required the Secretary of the Treasury to convey to the surplus fund the sum of $65,000,000, being the amount he received from the sales of vessels and other property and remnants of former appropriations.

The report of the Postmaster General shows the business of the Post Office Department and the condition of the postal service in a very favorable light, and the attention of Congress is called to its practical recommendations. Receipts at the Department for the year ending June 30th, 1867, including all special appropriations for sea and land service, and for free mail matter, were nineteen million nine hundred seventy-eight thousand six hundred and ninety-three dollars. Expenditures for all purposes were nineteen million two hundred thirty-five thousand four hundred and eighty-three dollars, leaving an unexpended balance in favor of the Department of seven hundred and forty-three thousand two hundred and ten dollars, which can be applied to the expenses of the Department for the current year.

The increase of postal revenue, independent of specific appropriations for the year 1867 over that of 1866, was eight hundred and fifty thousand and forty dollars. Increase of revenues from sale of stamps and stamped envelops was seven hundred and eighty three thousand four hundred and four dollars. Increase of expenditures of 1867 over those of the previous year, was owing chiefly to the extension of the land and ocean mail services. During the past year new postal conventions have been ratified and exchanged with the united kingdoms of Great Brunain and Ireland, Belgium, Netherlands, Switzerland, North German Union, Italy, and the Colonial Government at Hong Kong, reducing very largely the rates of ocean and land postages to and from and within those countries.

THE REPORT OF THE COMMISSIONER OF AGRICULTURE concisely presents the condition, wants and interest eminently worthy of the fostering care of Congress, and exhibits a large measure of useful results achieved during the year to which it refers.

The re establishment of peace at home, and the resumption of extended trade, travel and commerce abroad, have served to increase the number and variety of questions in the department of foreign affairs. None of these questions, however, have seriously disturbed our relations with other States.

The Republic of Mexico has been relieved from foreign intervention, and is seriously engaged in efforts to re-establish her constitutional system of government.

A good understanding continues to exist between our Government and the Republics of Hayti and San Domingo, and our cordial relations with Central and South American States remain unchanged. The tender made, in conformity with the resolution of Congress, of the good offices of the Government, with a view to an amicable adjustment of issues between Brazil and her allies, on the one side, and Paraguay on the other, and between Chile and the latter allies on one side, and Spain on the other, though kindly received, have in neither case been fully accepted by the belligerents. The war in the Valley of Paraguay is still vigorously maintained. On the other hand, active hostilities between the Pacific States and Spain have been more than a year suspended.

I shall, on any proper occasion that may occur, renew my conciliatory recommendations which have been already made. Brazil, with enlightened sagacity and comprehensive statesmanship, has opened the great channels of the Amazon and its tributaries to universal commerce. One thing more seems needful to secure a rapid and cheering progress in South America. I refer to those peaceful habits, without which States and nations cannot in this age, well expect material prosperity or social advancement.

THE EXPOSITION OF UNIVERSAL INDUSTRY at Paris has passed and seems to have fully realized the high expectations of the French Government. If due allowance is made for the recent political derangement of industry here, the part which the United States has borne in this exhibition of invention and art, may be regarded with very high satisfaction. During the exposition a conference was held of delegates from several nations, the United States being one, in which international conveniences in commercial and social intercourse, resulting from diverse standards of money values, were very fully discussed, and plans were developed for establishing, by universal consent, a common principle for the coinage of gold.

These conferences are expected to be renewed with a large attendance of many foreign States not hitherto represented. A report of these interesting proceedings will be submitted to Congress, which will no doubt justly appreciate the great objects, and be ready to adopt any measure which may tend to facilitate its ultimate accomplishment.

LEGAL TENDERS.

On the 25th of February, 1862, Congress declared by law that Treasury notes without interest, authorized by that act, should be a legal tender in payment of all debts, public and private, within the United States. An annual remittance of thirty thousand dollars, less stipulated expenses, accrues to eighteen natives of Bermuda, inventors of the Sea Island cotton in 1834. These remittances since the passage of this act have been paid in such notes. The claimants insist that the Government ought to make payment in coin. The subject may be deemed worthy of your consideration.

BRITISH CLAIMS.

No arrangements have as yet been reached for the settlement of our claims for the depredations upon the commerce of the United States. I have felt it my duty to decline the proposition for arbitration made by her Majesty's government, because it has hitherto been accompanied by reservations and humiliations incompatible with the rights, interest, and honor of our country. It is not to be apprehended that Great Britain will persist in her refusal to satisfy those just and reasonable claims which involve the sacred principle of non intervention—a principle henceforth as I more important to the United States than to all other commercial nations. The West India Islands were settled and colonized by European states simultaneously with the settlement and colonization of the American continent. Most of the colonies planted here became independent nations. In the close of the last and beginning of the present century our own country embraced communities which at one period were colonies of Great Britain, France, Spain, Holland, Sweden and Russia. The people in the West Indies, with the exception of the Island of Hayti, have neither attained nor aspired to independence, nor have they become prepared for self defense, although possessing considerable commercial value. They have been held by the several European States, which colonized and at the same time conquered them, chiefly for the purposes of military and naval strategy in carrying out the European wars and designs in regard to this continent. In our revolutionary war the ports and harbors in the West India Islands were used by our enemy to the great injury and embarrassment of us. We had the same experience in our second war with Great Britain.

The same European policy for a long time excluded us, even from trade with the West Indies while we were at peace with all nations. In our recent civil war, the rebels sought their piratical and blockade breaking allies, found facilities in the same ports for the work which they too successfully accomplished of injuring and devastating the commerce which we are now engaged in rebuilding. We labored especially under this disadvantage: that European steam vessels, supported by our enemies, found a friendly shelter, protection and supplies in West Indian ports, while those of our own nation were necessarily excluded from our own distant shores. There was then a universal feeling of a want of an advanced naval outpost between the Atlantic coast and Europe. The duty of obtaining such an outpost peacefully and lawfully while neither doing or menacing injury to other States, seemed engaged the attention of the Executive Department until the close of the war, and it has not been lost sight of since that time. A not entirely dissimilar naval want revealed itself during the same period, on the Pacific coast. A foothold there was fortunately secured by our late treaty with the Emperor of Russia. It now seems imperative that the more obvious necessities of the Atlantic coast should not be less carefully provided for. A good and convenient port and harbor capable of easy defense will supply that want. With possession of such a station by us, neither we nor any other American nation need longer apprehend injury or offense from any trans-Atlantic enemy. I agree with our early statesmen, that the West Indies naturally gravitate to, and may be expected ultimately, to be annexed by the Continental States, including our own. I agree with them also that it is wise to leave the question of absorption to the process of natural political gravitation. The islands of St. Thomas and St. Johns, which constitute a part of the group called Virgin Islands, seemed to offer us advantages immediately desirable, while their acquisition could be secured in harmony with the principles to which I have alluded. A treaty has therefore been concluded with the King of Denmark for the cession of those islands and will be submitted to the Senate for consideration.

It will hardly be necessary to call the attention of Congress to the subject of providing for the payment to Russia of the sum stipulated in the treaty for the session of Alaska. Possession having been formally delivered to our Commissioner, the territory remains for the present in care of a military force, awaiting such civil organization as shall be directed by Congress.

The annexation of many small German States to Prussia, and the reorganization of the country under a new and liberal constitution, have induced me to renew the effort to obtain a just and prompt settlement of the long vexed question concerning the claims of foreign States for military service from their subjects naturalized in the United States. In connection with this subject the attention of Congress is respectfully called to a singular and embarrassing conflict of laws. The Executive Department of this Government has hitherto uniformly held as it now holds that naturalization, in conformity with the Constitution and laws of the United states, absolves the recipient from his native allegiance. The courts of Great Britain hold that allegiance to the British crown is indefeasible, and is not absolved by our laws of naturalization. British judges cite the Supreme Court and laws and authorities of the United States in support of that theory against the position held by the executive authority of the United States. This conflict perplexes the public mind concerning the rights of naturalized citizen, and impairs our national authority abroad. I called attention to this subject in my last annual message, and now again respectfully appeal to Congress to declare the national will unmistakably upon this important question.

The abuse of our laws by the clandestine prosecution of the African slave trade from American citizens, has altogether ceased, and under existing circumstances no apprehension can be renewed in this part of the world are entertained. Under the circumstances it becomes a question whether we shall not propose to her Majesty's Government a suspension or discontinuance of stipulations for maintaining a naval force for the suppression of that trade.

ANDREW JOHNSON.

WASHINGTON, December 3, 1867.

$100,000.

CLOTHING, CLOTHING

MEN, BOYS AND CHILDREN.

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$100,000 worth of

SEASONABLE WINTER CLOTHING

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MEN'S, BOYS' & CHILDREN'S WEAR

THE largest and most complete stock ever offered to Memphis.

Prices Reduced to Suit the Times,

ALL SIZES, from three year old boy to the largest size man, that grows.

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1,000 BARRELS now in store.

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A RARE OPPORTUNITY

Drug Store for Sale

A RARE opportunity to purchase a Drug store, most eligibly located, and doing a splendid remunerative business, is now offered by the owner, who is compelled to move to New York, and who will dispose of the same, together with its re gular appointments, upon the most favorable terms. If early application be made

A Large Bargain may be Obtained.

Its fixtures and appointments for retail business are unsurpassed.

Refer to R. G. WINDERMUTH for particulars, who will take pleasure in showing the same and making known the terms. He can be found at No. 24 Main street. Store

FINLEY'S CHURN DASHER.

Got one of them yet? Got one of what, Sir?

Why, one of the "Finley Churn Dashers."

Why do you ask me that question, sir?

BECAUSE one of them is needed, no doubt, and that badly, among your household conveniences, that the laborious as tonishosome item of churning may become an agreeable recreation to the indoor, upon whom such duties usually devolve.

What's the Article? What's the description? What's it do, pray, sir?

Well, it is simply two screw propeller wheels attached to the lower end of a staff or handle which is placed in the "old fashioned" wooden or tub churn, and worked on the same manner precisely as the "old dasher"—these two wheels revolve rapidly and in counter directions at every up and down movement of the "Dasher," completely disengaging and cutting the cream into the minutest particles! Which is the secret of the "Finley" being the best churn of the wheel, keeps the whole body of the cream supplied with constant currents of fresh air, thus securing by the simplest process the true principles of "Good Butter Making."

Well, sir, is the thing simple—very simple?

Why, so very simple when seen, that not a word of explanation is necessary. Why "Bully," "Aunt Dinah," or the eight year old child can both UNDERSTAND and USE it, and couldn't for its life imagine any other purpose for it.

Is it Durable and Substantial, sir?

It is made of the best Sheet Zinc—will not rust—strong—neat, and with ordinary care, will last as long as you and your grand children's children.

Long enough. Well, my friend, does it make GOOD BUTTER and QUICK?

It does not only make GOOD BUTTER, but about ONE-FOURTH MORE, to a given amount of cream, under like circumstances of quality and temperature, and in about ONE HALF THE TIME required by the use of the "old dasher." In fact, however quite ready to confess that it will not make Butter of a "Five Pound" and other "lighter" Churns, but would we have it so quick, for the very pain and simple reason that the extraordinary rapidity with which it churns, is the result of a DOUBLE CHURNING, and the very thing that makes GRANDMA'S, WAXY, FIRM and LIVELY QUALITIES which constitute REAL GOOD BUTTER.

Well, sir, I have one of the "old fashioned" churns—an old family relic of several generations past, and do I understand you that anything more is required than to send for the "FINLEY DASHER?"

Nothing else whatever to complete the SIMPLEST, CHEAPEST, and MOST SATISFACTORY CHURNING APPARATUS that the world has yet produced.

Well, friend, once more—say no one, sir—not well pleased, but a little suspicious. Can't help it. Are you sure this is not one of the Yankee humbugs—one of the "Machine Nothings," or one of the "Nuts of the Universe Humbugs" of tricks; such as we have heard, to clock fools, being a "Nickel gauge" gift to the price of the most fabulous quixotic—but with numerous of a chance in the "programme and scenery," when dazzling a sky peep at the cook after many fruitless efforts to solve a trick or two. Ugh! such tricks and such "bargains" we all understand very well, and "thanky dam for."

Mistake! dinner or a mental sympathy, a similarity of experience and a similar determination to avoid all humbugs, especially with the "Yankee" press. My friend, "FINLEY'S DASHER" IS NO HUMBUG—not a bit of it, sir. "Tis a "house in order," and all, each in own time matters, with its way into every household in the land, North and South. The Dasher is open to competition, and for "common sense," every day practical use and household economy, we say to Yankee or anybody else, BEAT IT IF YOU CAN.

Principal Depot for the Southern States for FINLEY'S CHURN DASHER, at the popular China Hall of EASTLAND, LLOYD & GILBERT, No. 321 Main street, Memphis, Tenn., and for sale by agents everywhere.

Retail Price $1 00 Each, and Invariably Cash.

AGENTS WANTED EVERYWHERE FOR "FINLEY'S CHURN DASHER."

The FINLEY CHURN DASHER combines as fully the requisite qualities of simplicity, economy and practical utility, as to place it at the head of all other implements for similar purposes, and cannot fail to recommend itself to every housewife who knows and good judgement to use, and keeps every where, and to be regarded as one of the indispensable household articles and more especially so will the patent rights for the same, which are now being offered for sale throughout the country and elsewhere.

Remember, that the retail price has been fixed at FOUR DOLLARS each, everywhere; and that the proprietor intends to hold and exercise the exclusive right to the manufacture and sale of the Dasher for the whole United States, and cannot but look upon the infringement of the same as robbery.

Remember, that the wholesale price to agents has been fixed at a figure to insure a large profit to such. Agents as may handle it with industry and zeal, and that each agent or, with a cash capital of one hundred dollars, can make money in less time, with less trouble, and with less risk than many others all around you with thousands of capital invested in stock in trade.

Remember, that active, stirring, energetic men, who are willing to "pull off coat and roll up sleeves," CAN, with a small capital, realize more benefits in a few months than in years of the old beaten track; and we appeal to such to try the Finley Dasher. Can't you? Then you need not hesitate, but send for circulars, &c., at once, and if you do not succeed, we will be much surprised. Wherever you may go with the Dasher, you will find a ready sale. No waggon, railroad nor steamboat, and it will pay you well to do business around the city and country